

Practitioner's Docket No. STRATA-6

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: G. Rory Paton-Ash, John Joseph Reinmann, Jr.

Application No.: 09/975,341

Group No.: 3673

Filed: October 10, 2001

Examiner: Michael Safavi

For: LITE MINE ROOF SUPPORT CRIB AND METHOD

Mail Stop Petition AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES  
(37 C.F.R. § 1.191)**

Applicant hereby appeals to the Board from the decision of the Primary Examiner, mailed September 22, 2004, finally rejecting claim 23.

**1. STATUS OF APPLICANT**

This application is on behalf of a small entity. A statement was already filed on October 10, 2001.

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**CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10\***  
(When using Express Mail, the Express Mail label number is **mandatory**;  
**Express Mail certification is optional.**)

I hereby certify that, on the date shown below, this correspondence is being:

**MAILING**

X deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

**37 C.F.R. § 1.8(a)**

X with sufficient postage as first class mail.

**37 C.F.R. § 1.10\***

as "Express Mail Post Office to Addressee"

Mailing Label No. \_\_\_\_\_ (**mandatory**)

**TRANSMISSION**

facsimile transmitted to the Patent and Trademark Office, (703) \_\_\_\_\_.

  
Signature

Date: 2/22/05

Tracey L. Klaas

(type or print name of person certifying)

\* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(j). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

**2. FEE FOR FILING NOTICE OF APPEAL**

Pursuant to 37 C.F.R. § 1.17(b), the fee for filing the Appeal Brief is:

**Small entity** \$250.00

Notice of Appeal fee due \$250.00

### **3. EXTENSION OF TERM**

The proceedings herein are for a patent application and the provisions of 37 C.F.R.1.136 apply.

Applicant petitions for an extension of time under 37 C.F.R. 1.136 (fees: 37 C.F.R. 1.17(a)(1)-(4)) for two months:

**Fee** \$225.00

If an additional extension of time is required, please consider this a petition therefor.

An extension for two months has already been secured, and the fee paid therefor of \$225.00 is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$0.00

**4. TOTAL FEE DUE**

The total fee due is:

Notice of Appeal fee	\$250.00
Extension fee	\$0.00
<b>TOTAL FEE DUE</b>	<b>\$250.00</b>

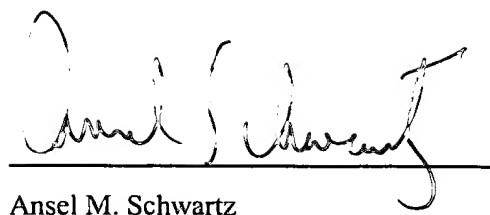
## 5. FEE PAYMENT

Attached is a check in the amount of \$250.00.

A duplicate of this transmittal is attached.

## **6. FEE DEFICIENCY**

If any additional extension and/or fee is required, and if any additional fee for claims is required, charge Deposit Account No. 19-0737.



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